

Gina Fazio, Esq. #225178  
Law Offices of Jeffrey Milam  
P.O. Box 26360  
Fresno, California 93729  
(559) 264-2800

Attorney for Plaintiff

IN THE UNITED STATES DISTRICT COURT FOR  
THE EASTERN DISTRICT OF CALIFORNIA  
AT FRESNO

THOMAS FRISCIA

Plaintiff,

vs.

JO ANNE B. BARNHART,  
Commissioner of Social  
Security,

Defendant.

1:05-CV-433 OWW LJO

STIPULATION AND ORDER

IT IS HEREBY STIPULATED by and between the parties as follows: that

appellant be granted an extension of time, until January 3, 2006, in which to file and serve  
Plaintiff's Opening brief. All remaining actions under the scheduling order filed, March  
30, 2005, shall proceed under the time limit guidelines set therein.

//

//

//

//

//

//

//

1 Dated: December 5, 2005

/s/ Gina Fazio

2 GINA FAZIO,  
3 Attorney for Plaintiff.

4 Dated: December 5, 2005

MCGREGOR SCOTT  
United States Attorney

5 By: /s/ Kristi C. Kapetan  
6 (as authorized via facsimile)  
7 KRISTI C. KAPETAN  
Assistant U.S. Attorney

8  
9 IT IS SO ORDERED.

10 **Dated: December 7, 2005**  
b9ed48

**/s/ Lawrence J. O'Neill**  
UNITED STATES MAGISTRATE JUDGE